

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER  
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

In re Application of Wittich KAULE

Serial No.: 10/565,157  
Filed: January 19, 2006  
For: Security Element With a Diffraction Structure  
Having Subareas Representing Recognizable  
Information  
Group Art Unit: 2872  
Examiner: Jade R. CALLAWAY  
Confirmation No.: 7236

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the Examiner dated October 16, 2009 rejecting the following claims: 1-5, 9-12, 39, 48, 59, 62, 63, and 76.

The fee for this Notice of Appeal is \$540.00.

An extension of time is requested for one month. The required fee for this extension of time is \$130.00.

The Commissioner is authorized to charge the required fees to Deposit Account No. 02-2135.

Respectfully submitted,

By: \_\_\_\_\_  
Joseph E. Green  
Attorney for Applicant  
Registration No. 60197  
ROTHWELL, FIGG, ERNST & MANBECK, p.c.  
Suite 800, 1425 K Street, N.W.  
Washington, D.C. 20005  
Telephone: (202) 783-6040